

**ST. MARY'S COUNTY
BOARD OF COUNTY COMMISSIONERS' MEETING
Tuesday, January 22, 2013**

Present: Commissioner President Francis Jack Russell
Commissioner Lawrence D. Jarboe
Commissioner Cynthia L. Jones
Commissioner Todd B. Morgan
Commissioner Daniel L. Morris
Sue Sabo, Acting County Administrator
Sharon Ferris (Recorder)

CALL TO ORDER

Commissioner President Russell called the business meeting to order at 9:00 am in the Chesapeake Building meeting room, Governmental Center.

APPROVAL OF MINUTES

Commissioner Morgan moved, seconded by Commissioner Jarboe, to approve the minutes of January 15, 2013 as presented. Motion carried 5-0. .

COUNTY ADMINISTRATOR

1. Draft Agenda for January 29 and February 5, 2013.

2. Department of Public Works and Transportation (*George Erichsen, Director; Richard Tarr, Highways Manager*)

Commissioner Jones moved, seconded by Commissioner Morris, to approve and accept the Local Government Insurance Trust Training Grant award in the amount of \$3,250 for the County Highway's Division to attend OSHA Trench Construction and Safety Awareness Training and to authorize Commissioner President Russell to execute the associated budget amendment. Motion carried 5-0.

3. Department of Aging and Human Services (*Lori Jennings-Harris, Director; Cynthia Brown, Human Services Division Manager*)

Commissioner Jarboe moved, seconded by Commissioner Morgan, to authorize the re-alignment of \$7,254 in unused fundraiser money from the Marcey House Fundraiser Account to the Division of Community Services and authorize Commissioner President Russell to execute the related budget amendment establishing budget authority and increasing Community Services accounts to purchase two fire proof file cabinets necessary to secure Marcey House client records. Motion carried 5-0.

(Matt Reisdorph, Prevention and Treatment Coordinator)

Commissioner Morgan moved, seconded by Commissioner Morris, to approve and authorize Departmental staff to submit the proposal for one-time-only supplemental funding electronically for the FY2013 AS277RSS Recovery Support Services grant, Project #MD1359, in the amount of \$15,025 consistent with the hard copy reviewed by the BOCC. Motion carried 5-0.

Commissioner Jones moved, seconded by Commissioner Jarboe, to approve and authorize Commissioner President Russell to execute the Interim NGA for the FY2013 Title III Federal Grants from the Maryland Department of Aging on behalf of the St. Mary's County Department of Aging and Human Services to provide various programs and services to the seniors of St. Mary's County in the amount of \$230,285 and a related budget amendment to align budgets based on the Interim Award. Motion carried 5-0.

4. Department of Finance *(Elaine Kramer, CFO)*

Commissioner Morris moved, seconded by Commissioner Jarboe, to approve and authorize Commissioner President Russell to execute the budget amendment to increase the Tri-County Council for Southern Maryland allocation to fund the St. Mary's County portion of the local match for a DOD Grant awarded to the Tri-County Council for Southern Maryland for the Joint Land Use Study Project, and to decrease the BOCC Emergency Appropriation by \$15,709. Motion carried 5-0.

DECISION ON PROPOSED ZONING TEXT AMENDMENT TO MODIFY USE TYPE A, DISTILLERY, TO ALLOW TOURS, PRODUCT SAMPLING, RETAIL SALES AND EVENTS

Present: Yvonne Chaillet, Zoning Administrator, Dept. of Land Use and Growth Management
Phil Shire, Director, Dept. of Land Use and Growth Management

A Public Hearing was held on January 8, 2013. There was no public testimony during the hearing or the following 10-day open comment period. During the hearing, the County Attorney advised that the requirement in the RPD to cultivate grain or fruit in St. Mary's County was not required by Article 2B of the Annotated Code of Maryland and therefore must be deleted. Staff revised the proposed text amendment deleting RPD limitations originally stating that the owner or operator of the facility shall cultivate grain or fruit on site or on other land located in St. Mary's County and the requirement that no more than 27,000 gallons of distilled spirits can be produced per year. The ordinance now aligns exactly with what the state allows at a distillery.

Commissioner Morgan reiterated that in the revised amendment the crops do not have to be grown locally and there is no limit to the number of gallons that can be produced at a distillery in St. Mary's County and expressed concern that a major distillery like Jim Beam could come to the County.

Commissioner Morris moved, seconded by Commissioner Jones, (1) to amend the draft considered at the public hearing on January 8, 2013, by deleting Section 51.3.12a(6) and (2) that the proposed amendment of Schedule 50.4, Section 51.3, and Chapter 90 of Chapter 285 of the Code of St. Mary's County, Maryland, to allow tours, product sampling, retail sales and temporary events at a licensed distillery be adopted. Motion carried 4-1. Commissioner Morgan voted nay.

ST. MARY'S NURSING CENTER INC. UPDATE

Present: Jim Hanley, Board President
Jill Knott, Vice President
Ken Capps, Treasurer
Annette Hodges, Administrator
Dan Raley, Board member

Representatives of the St. Mary's Nursing and Rehabilitation Center provided the history of the facility, which was previously a part of County Government but is now a stand-alone not-for-profit organization with oversight provided by a Board of Trustees. They presented their organizational structure; financial status; future financial challenges; cost saving initiatives; facility improvements/future expansion; and, new services available at the Center. They plan is to continue their mission of providing quality of life services to the adult population in Southern Maryland in a dignified and compassionate manner.

COMMISSIONERS' TIME

The Commissioners highlighted events this past week.

PUBLIC HEARING: PROPOSED STORMWATER MANAGEMENT, GRADING

& SEDIMENT CONTROL ORDINANCE TEXT AMENDMENTS

Commissioner Russell opened the Public Hearing at 10:30 am.

Present: George Erichsen, Director, Dept. of Public Works and Transportation

The proposed text amendments were posted on the County Website for 90 days. Notice of Public Hearing was posted in *The Enterprise Newspaper* on January 4 and 11, 2013, and copies of the proposed text amendments were placed in each of the public libraries on January 4, 2013. The recommended amendments reflect current streamlining initiatives, ensure consistency with current practices, add clarification, reduce redundancy between other ordinances, reflect new appeals process, eliminate requirements that are not required by the state and delineate the authority between the Dept. of Land Use and Growth Management and the Dept. of Public Works and Transportation.

Commissioner Russell opened the public hearing for public comment. There were no public comments and Commissioner Russell closed the public hearing at 10:40 am.

Commissioner Jarboe did not attend the afternoon session.

JOINT BOARD OF COUNTY COMMISSIONERS AND BOARD OF EDUCATION MEETING AT THE COLLEGE OF SOUTHERN MARYLAND, 22950 HOLLYWOOD ROAD, BLDG C, ROOM 216, LEONARDTOWN

Present from BOE and St. Mary's County Public Schools (SMCPS):

Dr. Salvatore Raspa, Chairman, Board of Education

Ms. Cathy Allen, Board Meeting

Ms. Marilyn Crosby, Board Member

Mr. Brooke Matthews, Board Member

Mary Washington, Board Member

Dr. Michael Martirano, Superintendent, SMCPS, Sec./Treas., BOE

Mr. Greg Nourse, Assistant Superintendent of Fiscal Services and Human Resources

Mr. Brad Clements, Deputy Superintendent of Schools and Operations

County Staff present included:

Sue Sabo, Acting County Administrator

Ms. Elaine Kramer, Chief Financial Officer

Commissioner President Russell called the meeting to order at 1:33 pm and provided opening remarks, along with Board of Education (BOE) Chairman Dr. Raspa.

Ms. Sabo highlighted aspects of the County's budget process prior to Ms. Kramer explaining legal deadlines and information that must be provided to the County to meet these deadlines. Significant dates for the BOE's CIP budget are: January 29, 2013, CIP Detail Sheets are due; February 25, 2013, work session; and, May 20, 2013, final CIP work session. Significant

dates for the BOE's Operating Budget are: March 11, 2013, work session; June 7, 2013, final operating budget request to the County; and, June 18, 2013, final approval by BOCC. Dr. Martirano noted the challenge the school system faces meeting these deadlines because the State does not use the same timeline to provide needed information to the schools. He expressed the need for flexibility. Ms. Kramer discussed Mandated Maintenance of Effort calculations and the projected required funding from the County in FY14.

Mr. Nourse presented an update on the OPEB Trust Fund. He discussed the FY14 liability projection of \$12,395,000 and noted that the school board projects a shortfall of \$8,395,000. He discussed current and projected enrollment figures for the County and explained how the numbers are used in calculating capacity, state aid and budgets.

Dr. Martirano discussed school safety and security issues and assured Commissioners that the County schools are safe. He noted they are currently looking at locking mechanisms at the schools, both indoor and outdoor, and will accelerate their plan to equip all the schools with the latest technology. The school system is working closely with the Sheriff's Department on all school safety issues and officials are encouraging parents and students to report any suspicious activities.

ADJOURNMENT

Commissioner Russell adjourned the Board of County Commissioners meeting at 3:38 pm.

Minutes Approved by the Board of County Commissioners on _____

Sharon Ferris, Senior Administrative Coordinator (Recorder)